



RECEIVED

DEC 18 2001

Technology Center 2600

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on October 26, 2001.

C. Healion
C. Healion

Applicant : Tracy D. Mallory
Application No. : 09/825,708
Filed : April 4, 2001
Title : METHOD OF SHARING INFORMATION
AMONG A PLURALITY OF STATIONS
IN A FRAME-BASED
COMMUNICATIONS NETWORK

Grp./Div. : 2663
Examiner : Nguyen, T.

Docket No. : 42137/RJP/E264

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Assistant Commissioner for Patents
Washington, D.C. 20231

Post Office Box 7068
Pasadena, CA 91109-7068
October 26, 2001

Commissioner:

The Applicants are in receipt of a Notice of Non-Compliant Amendment mailed on October 16, 2001, wherein it is indicated that the amendment filed on April 4, 2001 is considered non-compliant because the amendment does not include a marked-up version of the replacement paragraph/section per 37 CFR 1.121(b)(1)(iii).

The Applicants submit that the Preliminary Amendment filed on April 4, 2001 (copy enclosed) should be considered compliant. 37 CFR 1.121(b)(iii) states in part:

"... A marked up version does not have to be
supplied for an added paragraph or a deleted

Application No. 09/825,708

paragraph as it is sufficient to state that a particular paragraph has been added, or deleted."

"As can be seen in the April 4, 2001 Preliminary Amendment, the amendments requested merely delete paragraphs from the specification and replace them with new paragraphs. Accordingly, the Applicants submit that a marked-up version does not have to be supplied.

Therefore, the Applicants request that the Notice of Non-Compliant Amendment be withdrawn and the undersigned promptly notified of its withdrawal. If the Applicants' understanding of the above-cited CFR section is in error, please promptly notify the undersigned accordingly.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

A handwritten signature in black ink, appearing to read "Richard J. Paciulan", written over a horizontal line.

Richard J. Paciulan
Reg. No. 28,248
626/795-9900

RJP/cah

CAH PAS390802.1-*--10/26/01 8:23 AM